

September 5, 2006

September Fifth

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The regular September Meeting of City Council was held on the above date at 7:00 p.m. in the Council Chambers located on the Fourth Floor of the Municipal Building. The following Council Members were present: Ruby B. Archie, P. A. "Pete" Castiglione, Jr., E. Stokes Daniels, Jr., John C. Hamlin, T. David Luther, Vice-Mayor Sherman M. Saunders, Adam J. Tomer, and Mayor R. Wayne Williams, Jr. (8). T. Wayne Oakes was absent (1).

Staff Members present were: City Manager Jerry L. Gwaltney, Deputy City Manager M. Lyle Lacy, III, Assistant City Manager for Utilities Joseph C. King, City Attorney W. Clarke Whitfield, Jr., and City Clerk Annette Y. Crane, CMC.

Department/Division Directors present were Economic Development Director Ron Bunch, Finance Director Barbara Dameron, Human Services Director Gwendolyn Edwards, Community Development Director Jerry Fischer, Planning Director Ken Gillie, Parks, Recreation, and Tourism Director Bill Sgrinia, Management Analyst David Parrish, and Emergency Services Director Doug Young.

Mayor Williams presided.

INVOCATION AND PLEDGE OF ALLEGIANCE

Vice-Mayor Sherman Saunders offered the Invocation. The Pledge of Allegiance to the Flag followed.

PRESIDENT & CEO DANVILLE REGIONAL MEDICAL CENTER ART DOLORESCO

Mayor Williams recognized President and CEO of Danville Regional Medical Center (DRMC) Art Doloresco. Mr. Deloresco reviewed some of LifePoint's commitments for improving DRMC. He stated DRMC is the largest hospital in LifePoint's family and consequently there was considerable attention paid to the hospital and the community. He updated Council Members on the conditions of sale. Mr. Doloresco reported there had been an \$18,000,000 investment in improving patient care in Danville. The fifth floor is currently under reconstruction to house a nursing unit from an older section of the facility. Renovation of the sixth floor should begin following completion of the fifth floor and receipt of a Certificate of Public Need. Sixth floor renovations will allow the vacation of another old area of DRMC. A filmless radiology system (PACS) has been purchased, installed, and is now being used by radiologists at DRMC. The PAC system allows medical personnel to view x-rays from other areas of the hospital and from remote locations. Mr. Doloresco advised an addition is scheduled for the cancer treatment center.

September 5, 2006

Following his presentation, Mr. Doloresco presented Mayor Williams with a symbolic \$1.5 million check made out to the City of Danville for tax revenues from DRMC.

Council Member Castiglione thanked Mr. Doloresco for coming before Council and expressed concerns about the lack of sufficient nurses to adequately care for patients. Mr. Castiglione recalled a recent visit to the emergency room with a very ill student and after spending 4½ hours in the waiting room, Mr. Castiglione advised they gave up and went to the hospital in Martinsville.

Vice-Mayor Saunders thanked Mr. Doloresco for the update and asked for a time frame for relief from long wait times in the emergency room. Mr. Doloresco said he could not give a time frame presently, but the hospital board was seeking ways to improve emergency services. He said it would involve several governmental agencies working together, involve volunteers, which is critical, and involve residents who need information and education. Mr. Doloresco stated there was a lack of primary care clinics that were open after hours and on weekends to take care of non-emergency patients. He stated the board was looking at ways to win back the public trust as far as the emergency room was concerned. He further stated the hospital was working with a couple of primary care facilities to extend hours of operation, hopefully by the end of the year. It will take teamwork to solve these problems.

Mayor Williams stated many problems had not yet been addressed and had reached a critical point. Dr. Williams said changes needed to be made and soon. He thanked Mr. Doloresco for coming before Council this evening. At the request of Vice-Mayor Saunders, Mr. Doloresco stated he would keep Council updated on these and other issues involving DRMC.

DANVILLE BAR ASSOCIATION RESOLUTION

Mayor Williams recognized Immediate Past President of the Danville Bar Association Jim Reynolds. Mr. Reynolds read the following Resolution passed by the Danville Bar Association requesting City Council name the Courts and Jail Building in honor of the Honorable James F. Ingram.

THE DANVILLE BAR ASSOCIATION
RESOLUTION IN SUPPORT OF
NAMING THE COURTHOUSE BUILDING
IN HONOR OF
THE HONORABLE JAMES F. INGRAM

On August 17, 2006, at a duly constituted meeting of the Danville Bar Association, the following resolution was offered and unanimously adopted.

WHEREAS, the late James F. Ingram served with distinction as Judge of the Circuit Court of Danville for a period of twenty-four years; and

September 5, 2006

WHEREAS, Judge Ingram epitomized the best of judicial wisdom, compassion, and restraint; and

WHEREAS, Judge Ingram's tireless devotion to the administration of justice helped to create and advance respect for the law by all who appeared in his Court; and

WHEREAS, Judge Ingram was a native Danvillian and a graduate of George Washington High School, the Virginia Military Institute, and the T. C. Williams School of Law; and

WHEREAS, Judge Ingram served his nation with distinction as an officer in the U. S. Marine Corp; and

WHEREAS, Judge Ingram was instrumental in the conceptualization of the addition to Danville's courts and jail building, and was personally involved in all phases of the design, construction, and furnishing of the new facility;

NOW, THEREFORE, BE IT RESOLVED that the Danville Bar Association respectfully recommends to the City Council of the City of Danville, Virginia, that the courts and jail complex be designated "The James F. Ingram Justice Center" in recognition of Judge Ingram's tireless devotion to the administration of justice and to the well-being of the citizens of Danville.

ADOPTED this 17th day of August 2006.

DANVILLE BAR ASSOCIATION

By: s/W. Clarke Whitfield, Jr., President

Attest:

s/David W. Pugh, Secretary

Attorney Reynolds presented the Resolution to Mayor Williams and thanked Council for their consideration. Prior to the meeting, the Memorial Commission Application was presented to the City Clerk for filing with members of the Memorial Commission, who will meet and make its recommendation to City Council.

PANDEMIC FLU AWARENESS WEEK & NATIONAL PREPAREDNESS MONTH

Mayor Williams recognized Pandemic Flu Committee Representative Sherri Wright and Danville Emergency Services Director. Dr. Williams read a Proclamation naming the week of September 10-16 as Pandemic Flu Awareness Week and September as National Preparedness Month.

Ms. Wright outlined some of the activities of the Committee and stated there were members who were willing to speak to church and civic groups about the coming flu pandemic. Mr. Young advised organizations could call the local Health Department for information on preparing for the flu and to make arrangements for a speaker.

COMMUNICATIONS FROM VISITORS

Mayor Williams recognized Rev. Cecil Bridgeforth. Rev. Bridgeforth requested the city administration to investigate an eyesore at 133 Wann Street. He advised there was a house that had

September 5, 2006

not been completed and flooring 2 x 4s were being torn out by vandals for the wood. He said the basement was full of water and expressed concern that a disaster might happen if the problem was not fixed. He noted there were rats and snakes on the property as well. Rev. Bridgeforth advised the problems had been reported to the city, but to date nothing had been done.

Mayor Williams thanked Rev. Bridgeforth for the report and asked that the appropriate members of city administration look into the problem as soon as possible.

MINUTES

Council Member Archie called attention to a section of Minutes containing comments by Vice-Mayor Saunders. Mrs. Archie stated the word "employment" should read "unemployment." The Clerk noted the correction.

Upon Motion by Council Member Hamlin and second by Council Member Daniels, Minutes of the August 15, 2006 Council Meeting were approved as corrected. Draft copies had been distributed to Council Members prior to the Meeting.

PUBLIC HEARING - BUDGET ADOPTIONS - FY 2006-2007

Mayor Williams stated the following budget amendments had been previously discussed by Council and introduced for First Reading and would be further discussed in Public Hearing. After the Public Hearing was closed, there would be no separate discussion on the items and they would be enacted by one Motion. If a citizen or Council Member desires discussion of an item(s), the item(s) would be removed from the consent process and considered separately.

Mayor Williams opened the floor for a Public Hearing to consider amendments to the Fiscal Year 2006-2007 Budget Appropriation Ordinance. Notice of the Public Hearing had been duly published in the Danville Register and Bee on August 29, 2006. No one present desired to be heard and the Public Hearing was closed.

Upon Motion by Council Member Archie and second by Council Member Hamlin, Ordinance No. 2006-08.08 presented by its First Reading on August 15, 2006 amending the Fiscal Year 2006-2007 Budget Appropriation Ordinance for projects to be undertaken within the City to be financed through the Urban Development Action Grant (UDAG) Repayment and Interest Income Program to provide additional program funds was adopted by the following vote:

VOTE: 8-0
AYE: Archie, Castiglione, Daniels, Hamlin, Luther,
Saunders, Tomer, and Williams (8).
NAY: None (0)
ABSENT: Oakes (1).

September 5, 2006

Upon Motion by Council Member Archie and second by Council Member Hamlin, Ordinance No. 2006-08.09 presented by its First Reading on August 15, 2006 amending the Fiscal Year 2006-2007 Budget Appropriation Ordinance to provide for a grant from Community Revitalization Commission in the amount of \$400,000, Tobacco Indemnification Funds in the amount of \$182,453 and local share in the amount of \$145,613 to be transferred from the Trail Development Project (TEA-21 Funds) for site improvements at the Klaff Site Project for total project cost of \$728,066 and appropriating same was adopted by the following vote:

VOTE: 8-0
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Saunders, Tomer, and Williams (8).
NAY: None (0)
ABSENT: Oakes (1).

Upon Motion by Council Member Archie and second by Council Member Hamlin, Ordinance No. 2006-08.10 presented by its First Reading on August 15, 2006 amending the Fiscal Year 2006-2007 Budget Appropriation Ordinance for grants from the Virginia Department of Transportation in the amount of \$250,000 and local share in the amount of \$62,500 to provide funds for site improvements at the Crossing at the Dan (\$156,250) and Trail Development (\$156,250) Projects for a total appropriation in the amount of \$312,500 was adopted by the following vote:

VOTE: 8-0
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Saunders, Tomer, and Williams (8).
NAY: None (0)
ABSENT: Oakes (1).

Upon Motion by Council Member Archie and second by Council Member Hamlin, Ordinance No. 2006-08.11 presented by its First Reading on August 15, 2006 amending the Fiscal Year 2006-2007 Budget Appropriation Ordinance due to anticipating funds from the Virginia Department of Social Services in the amount of \$8,465 for an Independent Living Program was adopted by the following vote:

VOTE: 8-0
AYE: Archie, Castiglione, Daniels, Hamlin, Luther, Saunders, Tomer, and Williams (8).
NAY: None (0)
ABSENT: Oakes (1).

Upon Motion by Council Member Archie and second by Council Member Hamlin, Ordinance No. 2006-08.12 presented by its First Reading on August 15, 2006 amending the Fiscal Year 2006-2007 Budget Appropriation Ordinance by anticipating funds in the amount of \$9,307 from the Virginia Department of Social Services for a Child Day Care Quality Initiative Program was adopted by the following vote:

September 5, 2006

VOTE: 8-0
AYE: Archie, Castiglione, Daniels, Hamlin, Luther,
Saunders, Tomer, and Williams (8).
NAY: None (0)
ABSENT: Oakes (1).

HEARING - SPECIAL USE PERMIT FOR SCHOOL - 502 FRANKLIN STREET

Mayor Williams opened the floor for a Public Hearing to consider a request for a Special Use Permit for allow for a School at 502 Franklin Street. Notice of the Public Hearing had been duly published in the Danville Register and Bee on August 22 and 29, 2006.

Mayor Williams recognized the applicant John Newman. Mr. Newman is proposing to operate a school providing after school and educational programs at 502 Franklin Street. Mr. Newman stated here were some minor code issues that would be addressed prior to occupancy.

No one further desired to be heard and the Public Hearing was closed.

Council Member Castiglione moved adoption of an Ordinance entitled:

ORDINANCE NO. 2006-09.01

AN ORDINANCE GRANTING A SPECIAL USE PERMIT TO ALLOW FOR A SCHOOL AT 502 FRANKLIN STREET.

The Motion was seconded by Council Member Archie and carried by the following vote:

VOTE: 8-0
AYE: Archie, Castiglione, Daniels, Hamlin, Luther,
Saunders, Tomer, and Williams (8).
NAY: None (0)
ABSENT: Oakes (1).

HEARING-SPECIAL USE PERMIT-ADULT & CHILD DAY CAR-701 PARK AVENUE

Mayor Williams opened the floor for a Public Hearing to consider a request for a Special Use Permit for allow for an Adult and Child Day Care Center at 701 Park Avenue. Notice of the Public Hearing had been duly published in the Danville Register and Bee on August 22 and 29, 2006. No one present desired to be heard and the Public Hearing was closed.

Council Member Daniels moved adoption of an Ordinance entitled:

ORDINANCE NO. 2006-09.02

AN ORDINANCE GRANTING A SPECIAL USE PERMIT TO ALLOW FOR AN ADULT AND CHILD DAY CARE CENTER ON PROPERTY LOCATED AT 701 PARK AVENUE.

September 5, 2006

The Motion was seconded by Vice-Mayor Saunders and carried by the following vote:

VOTE: 8-0
AYE: Archie, Castiglione, Daniels, Hamlin, Luther,
Saunders, Tomer, and Williams (8).
NAY: None (0)
ABSENT: Oakes (1).

HEARING - SALE OF SURPLUS PROPERTY - SCHOOLFIELD FIRE STATION

Mayor Williams opened the floor for a Public Hearing to consider the sale of city owned surplus property located at 1121 West Main Street. of the Public Hearing had been duly published in the Danville Register and Bee on August 22 and 29, 2006. No one present desired to be heard and the Public Hearing was closed.

Council Member Castiglione moved adoption of an Ordinance entitled:

ORDINANCE NO. 2006-09.03

AN ORDINANCE DECLARING CERTAIN CITY OWNED PROPERTY TO BE SURPLUS TO THE NEEDS OF THE CITY AND AUTHORIZING THE CITY MANAGER TO CONVEY SUCH PROPERTY.

Council Member Hamlin seconded the Motion.

In response to Mayor Williams, Deputy City Manager Lacy advised the Schoolfield Fire Station would be sold to Dr. Gregory Howard, a local dentist and the highest bidder among eight (8) bids, for a price of \$80,001.

The Motion carried by the following vote:

VOTE: 8-0
AYE: Archie, Castiglione, Daniels, Hamlin, Luther,
Saunders, Tomer, and Williams (8).
NAY: None (0)
ABSENT: Oakes (1).

BUDGET AMENDMENT - FY 2006-2007 - TITLE III-B & TITLE III-D

Upon Motion by Council Member Daniels and second by Vice-Mayor Saunders, an Ordinance entitled:

ORDINANCE NO. 2006-09.04

AN ORDINANCE AMENDING THE FISCAL YEAR 2006-2007 BUDGET APPROPRIATION ORDINANCE BY INCREASING CERTAIN REVENUES TO PROVIDE FOR TITLE III-B AND TITLE III-D GRANT FUNDS AND LOCAL SHARE FOR SENIOR CITIZEN PROGRAMS AND APPROPRIATING SAME

September 5, 2006

was presented by its First Reading, as required by City Charter, to lie over before final adoption.

BUDGET AMENDMENT - FY 2006-2007 - VICTIM WITNESS PROGRAM

Upon Motion by Council Member Archie and second by Council Member Tomer, an Ordinance entitled:

ORDINANCE NO. 2006-09.05

AN ORDINANCE AMENDING THE FISCAL YEAR 2006-2007 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR A GRANT FROM THE STATE FOR A VICTIM WITNESS PROGRAM IN THE AMOUNT OF \$50,364 AND APPROPRIATING SAME

was presented by its First Reading, as required by City Charter, to lie over before final adoption.

COMMUNICATIONS

Mayor Williams asked for a report from City Manager Gwaltney relating to the Pay Study. Mr. Gwaltney advised he had just received the Pay Study report today and stated he would review its contents with Human Resources Director this week. He stated he would review the study with City Department Heads to ensure the study was correct and informed Council it would be ready for Council consideration reasonably soon. Mr. Gwaltney said the study had been a major undertaking since the 1,000+ City employees would be placed on a progressive pay scale and it just took time to do so. If everything holds firm, he said the City would be in a position to meet expectations with regards to placing everyone this year on the scale and next year being able to implement the program. As a warning, Mr. Gwaltney said he did not want to increase expectations because based on a quick look; every employee would not receive an increase. He emphasized the pay study was completed by an outside firm comprised of individuals who were experts in the pay study field. Mr. Gwaltney said if it were at all possible, he would have information for Council Members by the end of September.

There were no communications from the Deputy City Manager and City Clerk.

City Attorney Whitfield advised Virginia Tech and Virginia fans are having a friendly competition called "Hokies vs. Hoos" to benefit God's Storehouse. Mr. Whitfield encouraged everyone to participate.

ROLL CALL

Council Member Archie reported that the 80+ new teachers in the City gathered on August 22 for a banquet. Mrs. Archie stated she and Council Member Oakes found the teachers to be very excited to be in Danville and encouraged motorists to be alert around school kids.

September 5, 2006

Council Member Castiglione expressed concern that the Institute for Advanced Learning and Research seemed to be offering activities that duplicated those already in place with the City. He said he had read the mission statement for the Institute and said he was having difficulty finding justification for offering French or any kind of recreational activity there. The Institute basically was established to offer higher education and research. Mr. Castiglione encouraged the Institute's administration to follow the mission statement and said if the Institute needed ways to get citizens involved, there were ways to do that without duplicating city services.

Council Member Luther said he, too, was distressed to learn of the duplication of classes. Mr. Luther stated he was satisfied to some extent to learn there had been discussions between Danville's former Parks, Recreation, and Tourism Director and the current one about the possibility of providing services at different times when the City could not do it. Mr. Luther recalled the Institute was also planned as a convention center and the convention center was empty part of the time. He felt the rationale for offering other services was not to duplicate services but to put the facility to use rather than remain empty. Mr. Luther said he hoped the issue would be resolved soon.

City Manager Gwaltney advised he had met with the Executive Director to voice these concerns. He said Danville had a very strong Parks and Recreation Center and had for many years. He said he could not speak for the Board, but felt the matter was on its way to a resolution. Mr. Gwaltney felt the Institute was not the place to take over leisure services in the community and should not be rented for services that were available elsewhere in the City. He advised he had asked Parks, Recreation, and Tourism Director Bill Sgrinia to meet with the Institute's administration in an attempt to resolve these issues.

Mayor Williams felt it was important to say the Institute was accomplishing what it was established to do, that is to provide a high level of research and attract industry. The issue at hand should not detract from what is taking place at the facility.

Council Member Tomer voiced his agreement with the issues involving the Institute.

Mr. Tomer thanked City Manager Gwaltney for the update on the Pay Study. He reported he had received phone calls about the study and anything that could be done to speed up the process would be appreciated.

Mr. Tomer reminded Mr. Gwaltney that he would like to discuss the utility issue at the next Work Session. Mr. Gwaltney agreed to do so.

Mayor Williams praised Danville Police Officer Jackie Rossman, who recently was confronted with making an immediate decision to

September 5, 2006

prevent bodily injury. He said Officer Rossman acted quickly and appropriately with non-lethal force in attempting to subdue an attacking dog. It was only as a last resort that she discharged her firearm and Mayor Williams commended her for her quick thinking and professional behavior.

Dr. Williams asked Council Members to be thinking of ideas to address Mr. Tomer's concerns relating to high utility bills. He asked Council to bring these ideas to the work session in order to provide the administration with guidance in carrying out a plan that Council feels would be appropriate. Dr. Williams said the ideas would then be discussed during the October 3 Regular Council meeting for possible action during the October 19 meeting.

Mayor Williams asked Council members to come up with dates during October for a Council Retreat, perhaps on a Saturday morning. Dr. Williams said now is an opportune time to develop plans and goals for Council and issues such as quality of life and work force training needed to be addressed.

The Meeting adjourned at 8:27 P.M.

MAYOR

CLERK